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20 Attorneys for Defendants
21 SVC-WEST, L.P., SHELL VACATIONS
22 CM CORP., formerly known as
23 SHELL DEVELOPMENT CORP-SAN FRANCISCO
24 And JOHN CARTER

14
15 **UNITED STATES DISTRICT COURT**
16 **NORTHERN DISTRICT OF CALIFORNIA**

17) Case No. C 07-03153 CW
18 JAMES GUERIN, an individual,)
19 Plaintiff,) **STIPULATION AND [PROPOSED]**
20 v.) **ORDER TO CONTINUE THE CURRENT**
21 SHELL VACATIONS CLUB, LLC d/b/a SVC-) **ADR DEADLINE OF FEBRUARY 29, 2008**
22 WEST L.P. d/b/a SHELL VACATIONS CM)
23 CORP d/b/a SHELL DEVELOPMENT CORP)
24 - SAN FRANCISCO and JOHN CARTER, an)
25 individual)
26)
27 Defendants.)
28)

1 The parties, Plaintiff James Guerin ("Plaintiff") and Defendants SVC-West L.P., Shell
2 Vacations CM Corp., formerly known as Shell Development Corp-San Francisco and John
3 Carter ("Defendants"), do by and through their respective counsel, stipulate and agree that this
4 matter cannot be effectively presented for Early Neutral Evaluation by the court ordered
5 deadline of February 29, 2008. The parties make this request for several reasons, including
6 because: (i) Plaintiff's deposition has not been completed but is continuing during late February
7 2008; (ii) Plaintiff will have only completed one of five noticed depositions of Defendant's
8 witnesses by the end of February 2008; and (iii) the parties are continuing to meet and confer in
9 hopes of resolving outstanding discovery disputes. Given conflicts in both counsels' and the
10 witnesses' calendars, depositions cannot be completed until April 2008. Therefore, both parties
11 request that, based on good cause, the deadline for Early Neutral Evaluation in this matter be
12 continued until April 30, 2008.

13
14 DATED: February 4, 2008

15 HUBER LAW FIRM

16 By:

17 
18 BETH A. HUBER
19 Attorneys for Plaintiff JAMES L. GUERIN

20 DATED: February 4, 2008

21 VILLARREAL HUTNER PC

22 By:

23 
24 DANIELLE L. PENER

25 Attorneys for Defendants SVC-WEST, L.P.,
26 SHELL VACATIONS CM CORP., formerly known
27 As SHELL DEVELOPMENT CORP-SAN
28 FRANCISCO and JOHN CARTER

[PROPOSED] ORDER

After reviewing the parties' stipulation and considering the declaration of counsel, and
good cause appearing therefore,

IT IS HEREBY ORDERED THAT the deadline by which the parties must submit this matter to Early Neutral Evaluation is extended to April 30, 2008.

DATED: February 11, 2008

Claudia Wilken

Judge Claudia Wilken